



U.S. Department of Justice

United States Attorney  
Southern District of New York

**MEMO ENDORSED**

By Hand

Hon. John F. Keenan  
United States District Judge  
United States Courthouse  
500 Pearl Street, Room 1930  
New York, N.Y. 10007

Re: United States v. Nicolas Brito,  
08 Cr. 281 (JFK)

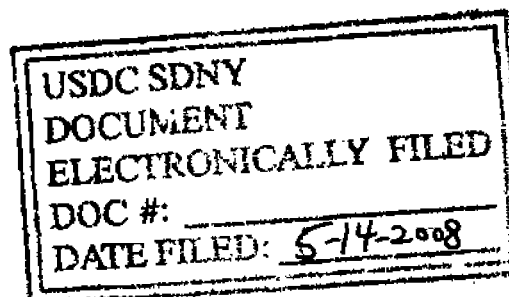
Dear Judge Keenan:

I write with the consent of the defense to request that the pre-trial conference in this matter, scheduled for May 14, 2008, be adjourned for approximately two weeks. The defendant is presently subject to a medical quarantine at the Metropolitan Detention Center and unavailable to appear until after May 18. In addition, a request to transfer a related indictment from the Eastern District of New York is being filed with that Court and not yet complete. With respect to potential adjourn dates, Don D. Buchwald, Esq., counsel for the defendant, has asked that I respectfully relate that Mr. Buchwald is unavailable the following days: May 29, May 30, June 5, and June 6.

The Silvio J. Mollo Building  
One South Street  
New York, New York 10007

May 12, 2008

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Because this adjournment is sought to facilitate the defendant's appearance and in contemplation of a Rule 20 transfer requested by the defendant, I also respectfully request that the time through any adjourn date be excluded under the Speedy Trial Act.

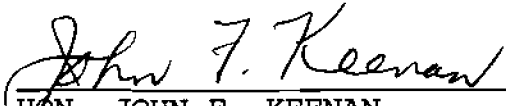
Very truly yours,

MICHAEL J. GARCIA  
United States Attorney  
Southern District of New York

By:   
Marshall A. Camp  
Assistant United States Attorney  
(212) 637-1035

cc: Don D. Buchwald, Esq. (by fax: 212-808-7897)

The Conference is adjourned to June 5, 2008 at 9:45 am.  
The time is excluded.  
SO ORDERED.

  
HON. JOHN F. KEENAN  
UNITED STATES DISTRICT JUDGE

5/15/08  
DATE